

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

BRAD POLLACK, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

JERNIGAN CAPITAL, INC., JOHN A.  
GOOD, MARK O. DECKER, JAMES  
DONDERO, HOWARD A. SILVER,  
HARRY J. THIE, and REBECCA OWEN,

Defendants.

Case No. 1:20-cv-07160-ER

**PLAINTIFF’S NOTICE OF VOLUNTARY DISMISSAL**

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), plaintiff Brad Pollack (“Plaintiff”) hereby voluntarily dismisses the above-captioned action (the “Action”) with prejudice as to Plaintiff only, and without prejudice as to his claims on behalf of the putative class in the Action. Defendants have filed neither an answer nor a motion for summary judgment in the Action, and no class has been certified. Plaintiff’s dismissal of the Action is therefore effective upon the filing of this notice.

Dated: October 29, 2020

Respectfully submitted,

**FARUQI & FARUQI, LLP**

By: /s/ James M. Wilson, Jr.

Nadeem Faruqi  
James M. Wilson, Jr.  
685 Third Avenue, 26<sup>th</sup> Floor  
New York, NY 10017  
Tel.: (212) 983-9330  
Fax: (212) 983-9331  
Email: nfaruqi@faruqilaw.com  
jwilson@faruqilaw.com

*Counsel for Plaintiff*